S.B. Criminal Misc. Bail Application No.3550/2006

Date : 18.08.2006

HON'BLE MR.SATYA PRAKASH PATHAK, J.

Mr. R.K. Bishnoi for the applicant.

Mr. V.R. Mehta, Public Prosecutor.

I have heard learned counsel for the applicant as well as the learned Public Prosecutor for the State and carefully gone through the impugned order.

Learned counsel for the applicant submits that in this case the driver and the owner of the truck have already been enlarged on bail by this Court in S.B. Criminal Misc. Bail Applications No.3135/06 & 3292/06 vide order dated 28.07.206 and 07.08.2006 and the case of present applicant is not different then the driver and owner who have already been granted bail.

On the other hand, learned Public Prosecutor has opposed the bail application.

Taking into consideration the overall facts and circumstances of the present case, I think it just and proper to enlarge the accused applicant on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that the applicant Omprakash son of Ramuram shall be released on bail in FIR No.182/2005 P.S. Osiyan, District Jodhpur, provided he executes a personal bond in the sum of Rs.30,000/- with two sound and solvent sureties in the sum of Rs.15,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(SATYA PRAKASH PATHAK), J.

vijayant